

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

WILLIAM MATTHEWS,

Plaintiff,

v.

PAT GLEBE,

Defendant.

Case No. C10-5226RBL

ORDER

THIS MATTER comes on before the above-entitled Court upon Petitioner's Application to Proceed on Appeal *In Forma Pauperis* [Dkt. #19]. Having considered the entirety of the records and file herein, the Court finds and rules as follows:

On October 8, 2010, this Court entered an Order Adopting the Magistrate Judge's Report and Recommendation denying the Petitioner's Petition for a Writ of Habeas Corpus and refusing to issue a certificate of appealability. Although Petitioner paid the \$5.00 filing fee in this Court, he seeks to proceed on appeal as a pauper. Because this Court refused to issue a certificate of appealability, the Court **DENIES** Petitioner's Application to Proceed on Appeal *In Forma Pauperis*. Fed. R. App. P. 24(a)(3)(A).

IT IS SO ORDERED.

1 The Clerk shall send uncertified copies of this order to all counsel of record, and to any party
2 appearing pro se.

3 Dated this 28th day of October, 2010.

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5 RONALD B. LEIGHTON
6 UNITED STATES DISTRICT JUDGE
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